

House File 2235 - Introduced

HOUSE FILE 2235

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A BILL FOR

1 An Act relating to placement options for a child adjudicated as
2 delinquent or a child in need of assistance, at the time the
3 child becomes an adult.
4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. Section 232.2, subsection 4, paragraph f,
2 subparagraph (1), subparagraph division (f), Code 2014, is
3 amended to read as follows:

4 (f) If the needs assessment indicates the child is
5 reasonably likely to need or be eligible for services or
6 other support from the adult service system upon reaching age
7 eighteen, the transition plan shall provide for the child's
8 application for adult services. In addition, the transition
9 plan shall identify options for placement of the child prior to
10 the child reaching age eighteen to meet the child's needs in a
11 manner that will not negatively affect the child's eligibility
12 for assistance that is funded in whole or in part through
13 federal financial participation. The assistance addressed
14 shall include but is not limited to the preparation for adult
15 living program under section 234.46, the medical assistance
16 program, the federal education and training vouchers program,
17 and the federal job corps program.

18 Sec. 2. Section 232.53, subsection 5, Code 2014, is amended
19 to read as follows:

20 5. a. Any person supervising but not having custody of the
21 child pursuant to ~~such~~ an order described in this section shall
22 file a written report with the court at least every six months
23 concerning the status and progress of the child. In addition
24 to other information, the report shall identify options for
25 placement of the child prior to the child reaching age eighteen
26 to meet the child's needs in a manner that will not negatively
27 affect the child's eligibility for assistance that is funded in
28 whole or in part through federal financial participation. The
29 assistance addressed shall include but is not limited to the
30 preparation for adult living program under section 234.46, the
31 medical assistance program, the federal education and training
32 vouchers program, and the federal job corps program. The court
33 shall consider the options identified in any review by the
34 court of the child's disposition.

35 b. Any agency, facility, institution, or person to whom

1 custody of the child has been transferred pursuant to ~~such an~~
2 order described in this section shall file a written report
3 with the court at least every six months concerning the status
4 and progress of the child.

5 c. Any report prepared pursuant to this subsection shall be
6 included in the record considered by the court in a permanency
7 hearing conducted pursuant to section 232.58.

8 Sec. 3. Section 233A.1, Code 2014, is amended by adding the
9 following new subsection:

10 NEW SUBSECTION. 4. For any child receiving a diagnosis or
11 evaluation from or placed at the state training school, the
12 state training school shall provide a written plan regarding
13 the placement status of the child prior to the child reaching
14 age eighteen. The plan shall, while giving consideration to
15 the treatment needs of the child, also give consideration to
16 the long-term needs of the child upon becoming age eighteen.
17 Given these considerations, the plan shall identify placement
18 options to meet the child's needs that will not negatively
19 affect the child's adult eligibility for assistance provided
20 with federal financial participation. The assistance addressed
21 shall include but is not limited to the preparation for adult
22 living program under section 234.46, the medical assistance
23 program, the federal education and training vouchers program,
24 and the federal job corps program.

25 Sec. 4. Section 234.46, subsection 1, paragraph c, Code
26 2014, is amended to read as follows:

27 c. At the time the person became age eighteen, the person
28 received foster care services that were paid for by the state
29 under section 234.35, services at the Iowa juvenile home or
30 the state training school, services at a juvenile shelter care
31 home, or services at a juvenile detention home and the person
32 is no longer receiving such services.

33 Sec. 5. Section 234.46, subsection 2, unnumbered paragraph
34 1, Code 2014, is amended to read as follows:

35 The division shall establish a preparation for adult living

1 program directed to young adults. The purpose of the program
 2 is to assist persons who are leaving foster care and other
 3 court-ordered services at age eighteen or older in making the
 4 transition to self-sufficiency. The department shall adopt
 5 rules necessary for administration of the program, including
 6 but not limited to eligibility criteria for young adult
 7 participation and the services and other support available
 8 under the program. The rules shall provide for participation
 9 of each person who meets the definition of young adult on
 10 the same basis, regardless of whether federal financial
 11 participation is provided. The services and other support
 12 available under the program may include but are not limited to
 13 any of the following:

EXPLANATION

15 The inclusion of this explanation does not constitute agreement with
 16 the explanation's substance by the members of the general assembly.

17 This bill relates to placement options for a child
 18 adjudicated as delinquent or a child in need of assistance, at
 19 the time the child becomes an adult. For foster care children
 20 age 16 or older who are mandated by federal law to have a case
 21 permanency plan, the department of human services, any agency
 22 involved, and the child's parent, guardian, or custodian,
 23 developing the plan are required by current law in Code section
 24 232.2 to include a transition plan to assist in preparing
 25 for the transition from foster care to adulthood. The bill
 26 requires the transition plan to identify options for placement
 27 of the child prior to the child reaching age 18 to meet the
 28 child's needs in a manner that will not negatively affect the
 29 child's eligibility for assistance that is funded in whole
 30 or in part through federal financial participation. Various
 31 programs are specified.

32 Code section 232.53, relating to dispositional orders
 33 for children adjudicated as delinquent, currently requires
 34 reporting to the court every six months regarding the status
 35 of the children. The bill requires the person reporting to

1 identify options for placement of the child prior to the child
2 reaching age 18 to meet the child's needs in a manner that will
3 not negatively affect the child's eligibility for assistance
4 that is funded in whole or in part through federal financial
5 participation. Various programs are specified.

6 Code section 234.46 relates to eligibility for the
7 preparation for adult living program administered by the
8 department of human services. The eligibility definition for
9 the program is expanded by the bill to include persons who,
10 at the time such person became age 18, received services at
11 the Iowa juvenile home, the state training school, a shelter
12 care home, or a juvenile detention home. Current law limits
13 eligibility to persons who, at the time such person became age
14 18, was receiving foster care services paid for by the state.

15 The bill also provides that the rules adopted by the
16 department for the program must provide for the participation
17 of each person who meets the eligibility definition on the same
18 basis, regardless of whether federal financial participation
19 is provided.